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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3486 OF 2003
IN
SUIT NO.3682 OF 2003

M/s.Video Master).. Plaintiff

Versus

M/s.Promise Pictures and others).. Defendants

Ms.Jyoti Ghag i/b.M/s.Thakore Jariwala & Associates for the Plaintiff.

None present for the Defendants.

CORAM : SMT. NISHITA MHATRE, J.

DATED : 9TH MARCH 2006

P.C.:

. By way of ad-interim order, prayers (a)(i), (ii), (iii) and (b) were granted on 18th December 2003. No reply has been filed to the Motion. Defendant Nos.1, 3 and 4 were represented when the ad-interim relief was granted.

2. Heard learned Advocate for the Plaintiff. Nobody appears for any of the Defendants. In my view, ad-interim relief granted earlier must be confirmed.

3. The learned Advocate for the Plaintiffs also prays for prayer (c) to be granted. By means of prayer

(c), Defendant Nos.3 and 4 are sought to be directed to disclose on oath the details of the stocks of video disc, cassettes, tapes, DVDs, VCDs, etc. in the said feature film "Jungle Beauty" as made by them and/or lying with them and/or also distributed by them.

4. In view of the fact that the Plaintiff has claimed that there is an infringement of its rights by exhibition of the feature film "Jungle Beauty_", in my opinion, prayer (c) must be allowed.

5. Notice of Motion made absolute in terms of prayers (a)(i), (ii), (iii), (b) and (c).

6. In the event the Plaintiffs wish to press prayer (d), the Plaintiff is free to take out fresh Notice of Motion at a later stage.

7. Notice of Motion disposed of accordingly.